

RESOLUTION NO. 2, Series 1950

WHEREAS the Charter of the City of Elgin, as amended, provides for the election of a mayor, councilmen, recorder, treasurer and street commissioner, and WHEREAS such charter provides for elections to be held in March of each year, and WHEREAS the laws of the State of Oregon have fixed the election of all city officials at the time of the general state election held biennially in November; and

WHEREAS it is desirable that the recorder, treasurer, marshal and street commissioner of the city of Elgin be appointed by the city council of said city; NOW THEREFORE,

BE IT RESOLVED THAT amendments to the charter of the city of Elgin be and hereby proposed and submitted to the legal voters of said city by this resolution of the city council without an initiative petition, as follows, towit:

An ACT to amend Section 2 as amended and Section 3 of Article II of the charter of the city of Elgin so as to provide for the election of the mayor for a two-year term and six councilmen for a four-year term, and to fix the time when such elective officers shall take office, and to add a new section to provide for the appointment of the recorder, treasurer, marshal and street commissioner and other employees of said city by the city council and to prescribe additional duties for the city recorder; and to amend Section 1 of Article III of the charter of the city of Elgin so as to provide for the holding of the general city election in said city at the same times and places as the general state elections are held therein, to repeal Section 9 of Article III of said charter and declaring an emergency.

THE PEOPLE OF THE CITY OF ELGIN DO ORDAIN AS FOLLOWS:

Section 1. That Section 2, as amended, of Article II of the charter of the city of Elgin be and the same hereby is amended to read as follows:

Section 2. At each general city election there shall be elected for the term of two years a mayor and for a term of four years six councilmen, who shall be elected by the qualified electors of the city and whose term of office shall begin on the 2nd day of January following their election and said terms of office so arranged that there shall be three councilmen elected at each biennial election. All or any of the officials elected or appointed under this act shall be liable to be removed at any time by the city council for misfeasance, neglect or incompetency in office.

Section 2. That Section 3 of Article II of the charter of the city of Elgin be and the same hereby is amended to read as follows;

Section 3. No person is eligible to the office of mayor or councilmen in the municipal corporation who at the time of his election or appointment is not entitled to the privileges of an elector according to the laws of this state and who has not resided in the city of Elgin for ninety days next preceding his election or appointment.

Section 3. That there be added to Article II of the Charter of the city of Elgin the following section, to-wit:

Section 4. The city council shall appoint, to serve at the pleasure of the council, the following: A recorder, who, in addition to the other duties imposed upon him by this charter, shall act as the business agent of the city and shall transact all city business under the supervision of the mayor and city council; a marshal, who shall act as the chief of police of said city; a treasurer, and a street commissioner, who shall be chief of the street and water departments of the city; and other employees as needed.

Section 4. That Section 1 of Article III of the charter of the city of Elgin be and the same hereby is amended to read as follows:

Section 1. General city elections shall be held at the same time and place as general state elections in accordance with the applicable state election laws. Election officials and precincts for said elections shall be the same as for general state elections.

Special city elections may be called by the city council, to be held at such times and places as the city council may designate, and such special elections shall be governed by the requirements of this article.

Section 5. Section 9 of Article III of said charter is hereby repealed.

Section 6. Inasmuch as the people of the city of Elgin require immediate protection other than that afforded by the general laws of the state of Oregon, an emergency is hereby declared to exist, and this act shall take effect immediately from and after its approval by a majority of the votes cast therefore by the legal voters of the city of Elgin.

* * * * *

AND BE IT FURTHER RESOLVED:

That a special election be and the same is hereby called to be held in the said city of Elgin on the 11th day of July, 1950; that the polling place shall be at the office of the city recorder in the city hall in Elgin, Union County, Oregon;

That the city recorder be and he is hereby required to publish a notice of such election, containing the foregoing proposed charter amendment with the fallot title and ballot humber in full, in the Elgin Recorder, a newspaper published in the City of Elgin and hereby designated by the city council as the official newspaper for such publication, and that said publication be made in two consecutive issues of said newspaper within the fifteen days immediately preceding the special election hereby called, and to post notices of such special election in five public places within the city of Elgin, more than fifteen days prior to the date of such election;

That the ballot to be used at said special election shall be in words and figures as follows, towit:

STUB

To be torn off by Judge

STUB

To be torn off by first Clerk

SPECIAL CHARTER AMENDMENT ELECTION

City of Elgin, Oregon

July 11th, 1950

QUESTION to be submitted to the legal voters of the city of
Elgin, Oregon:

Shall the people of the City of Elgin adopt an
act to amend Section 2, as amended, and Section 3
of Article II of the Charter of the city of Elgin,
to provide for the election of the mayor for a two-
year term and councilmen for a four-year term and to
fix the time when such elective officers shall take
office and to add a new section providing for the
appointment of the recorder, marshal, treasurer and
street commissioner and other employees of said city
by the city council, and prescribing additional duties
for the city recorder; and to amend Section I of Article
III of the charter of the City of Elgin to provide for the
holding of general city elections in said city at the same
times and places as the general state elections are held
therein, to repeal Section 9 of Article III of said charter
and declaring an emergency.

The voter shall place a cross (X) between the number 100 and
the words "Yes, I vote to adopt the proposed charter amendments,"
or between the number 101 and the words, "No, I vote not to adopt
the proposed charter amendments," whichever indicates his choice.

100 _____ Yes, I vote to adopt the proposed charter amendments.

101 _____ No, I vote not to adopt the proposed charter amendments.

That Joe Hallgarth, Charles Barnhart and Nora Bussear are hereby appointed judges, and Helen McClune and Audrey Williams are hereby appointed clerks of said election;

That said election shall commence and the polls shall be open at nine o'clock A.M. of said day and continue until six o'clock P.M. of said day, provided that the judges shall have power to adjourn for one hour at noon, due proclamation being made of such adjournment.

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Adopted at a regular meeting of the City Council of Elgin, Oregon held June 7, 1950 by all councilmen voting therefor.

Approved June 7, 1950.

Ray C. Roulet
Mayor

ATTEST:

W. E. Kuhn
City Recorder

Dated and posted this 19th day of June, 1950.

W. E. Kuhn
City Recorder